

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

PAUL SMITH ET AL.

Serial No.: 10/522,360

Filed: January 26, 2005

For: APPARATUS FOR FORMING A HEAD ON A BEVERAGE

Attorney Docket No.: UDL 0169 PUSA

Group Art Unit: 2817

Examiner: Reginald Alexander

**AMENDMENT UNDER 37 C.F.R. § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 20, 2008, please amend the above-identified application as set forth below.